

AM7112
LB 435
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E & R AMENDMENTS TO LB 435

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 "Section 1. Section 48-1203, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 48-1203. (1) Except as otherwise provided in this
6 section and section 48-1203.01, every employer shall pay to each of
7 his or her employees wages at the minimum rate of ~~four dollars and~~
8 ~~twenty-five cents per hour through August 31, 1997,~~ and five
9 dollars and fifteen cents per hour ~~on and after September 1, 1997~~
10 through September 30, 2003, five dollars and forty-five cents per
11 hour on and after October 1, 2003, through March 31, 2004, and five
12 dollars and seventy-five cents per hour on and after April 1, 2004.

13 (2) For persons compensated by way of gratuities such as
14 waitresses, waiters, hotel bellhops, porters, and shoeshine
15 persons, the employer shall pay wages at the minimum rate of two
16 dollars and thirteen cents per hour, plus all gratuities given to
17 them for services rendered. The sum of wages and gratuities
18 received by each person compensated by way of gratuities shall
19 equal or exceed the minimum wage rate provided in subsection (1) of
20 this section. In determining whether or not the individual is
21 compensated by way of gratuities, the burden of proof shall be upon
22 the employer.

23 (3) Any employer employing student-learners as part of a
24 bona fide vocational training program shall pay such

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1 student-learners' wages at a rate of at least seventy-five percent
2 of the minimum wage rate which would otherwise be applicable.

3 Sec. 3. Original section 48-1203, Reissue Revised
4 Statutes of Nebraska, is repealed.

5 Sec. 4. Since an emergency exists, this act takes effect
6 when passed and approved according to law.".